Case 1:13-cv-02788-YK-KM Document 49-6 Filed 12/14/15 Page 1 of 6 COMMONWEALTH OF PENNSYLVANIA POLICE CRIMINAL COMPLAINT **COMMONWEALTH OF PENNSYLVANIA** COUNTY OF: Dauphin VS. Magisterial District Number: 12-3-03 MDJ: Hon. William C. Wenner DEFENDANT: (NAME and ADDRESS): Address: 1st Floor, Suite B, 5925 Stevenson Avenue John Richard Zimmerman Harrisburg, PA 17112 First Name Middle Name Last Name Gen. 462 Roslaire Drive Hummelstown, PA 17036 Telephone: (717)545-0261 NCIC Extradition Code Type □ E-Misdemeanor Pending 4-Felony No Ext. □ B-Misdemeanor Limited ☐ 1-Felony Full C-Misdemeanor Surrounding States 2-Felony Ltd. 5-Felony Pend. □ D-Misdemeanor No Extradition ☐ 3-Felony Surrounding States A-Misdemeanor Full Distance: **DEFENDANT IDENTIFICATION INFORMATION** Docket Number Complaint/Incident Number RACE ETHNICITY Date Filed OTN/LiveScan Number White ■ White ■ ☐ Hispanic CR-390 7.88045-7. 36-553 112104 ☐ Non-DOB 12/09/1947 POB Asian RECEIVED Hispanic Clerk of Courts Dauphin County Court of Common Pleas SSN 172-36-9518 Add'l SSN Unknown Add'l DOB / / Black ☐ Native GENDER Middle Name Last Name Gen. First Name American MAY 2 8 2010 Unknown Male ΔKA Female SID: EYE COLOR HAIR COLOR GRY (Gray) RED (Red/Aubn.) Request Lab Services? BLN (Blonde / GRN (Green) PNK (Pink) BLK (Black) ONG (Orange) ☐ YES ☐ NO Strawberry) BLK (Black) □ MUL PLE (Purple) ☐ WHI (White) GRY (Gray) BLU (Blue) BLU (Blue) HAZ (Hazel) (Multicolored) BRO (Brown) XXX (Unk./Baid) ☐ PNK (Pink) GRN (Green) BRO (Brown) MAR (Maroon) XXX (Unknown) SDY (Sandy) License Number 19415913 State PA Expires: 12/10/2013 WEIGHT (lbs.) **Driver License** DNA Location DNA ☐ YES ☐ NO Ft. HEIGHT In. MNU Number FBI Number б Fingerprint Classification: DEFENDANT VEHICLE INFORMATION Oth. NCIC Comm'l Veh. School Plate # State Hazmat Registration \Box Veh. Code Sticker (MM/YY) Ind. Veh. VIN Model Style Color Make Year Office of the attorney for the Commonwealth Approved Disapproved because: (The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507). 11/12/2009 CDAG Frank G. Fina (Date) (Name of the attorney for the Commonwealth) (Signature of the attorney for the Commonwealth) #131 I, Special Agent Anthony J. Fiore (PSP/MPOETC -Assigned Affiant ID Number & Badge # (Name of the Affiant) PA065015A of the Pennsylvania Office of Attorney General (Identify Department or Agency Represented and Political Subdivision) (Police Agency ORI Number) do hereby state: (check appropriate box) □ I accuse the above named defendant who lives at the address set forth above □ I accuse the defendant whose name is unknown to me but who is described as ☐ I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have

in Dauphin County

therefore designated as John Doe or Jane Doe

[22]

with violating the penal laws of the Commonwealth of Pennsylvania at

(County Code)

Harrisburg City

(Subdivision Code)

on or about Dates set forth in the attached affidavit

(Place-Political Subdivision)

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OTN/LiveScan Number



POLICE CRIMINAL COMPLAINT

Complaint/Incident Number

CR-342-09	11/12/2009	1 ~788	095-0		36-553	
Defendant Name	First:		Middle: Richard		nst: mmerman	
I ask that a warra made.		summons be issu	1		required to answer the	e charges I have
belief. This verifi	acts set forth in th cation is made su orn falsification to	ibject to the pena	true and correc alties of Section	t to the best of 4904 of the Cr	my knowledge or infor imes Code (18 PA.C.\$	rmation and S.§4904)
	comprised of the offenses and Part		e, as well as the	attached page	es that follow, numbere	ed through
of Pennsylvania an (Before a warrant	d were contrary to	the Act(s) of the	e Assembly, or	in violation of the	e and dignity of the Cone statutes cited. I be completed, swor	

issuing authority, and attached.)

Nov. 12, 200 9

(Date)

(Date)

(Date)

(Date)

AND NOW, on this date <u>November 12, 2009</u> I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

(Magisterial District Court Number) (Issuing Authority)

Docket Number:

Date Filed:

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POLICE CRIMINAL COMPLAINT

CR-392-0	Date		N/LiveScan ピタ88			36-553	ainvincident Nui	1.0
Defendant Name	First: John			Middle: Richard		Last: Zimmerma	an	
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		Solicitation 8 902 A	Conspiracy 18 903	☐ A1 (Engaging)	☐ A2 (Aiding)	☐ B (Knowledge)		Title 75 Only) 575 A
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SEE ATTACHED								
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		Solicitation 8 902 A	Conspiracy 18 903	☐ A1 (Engaging)	☐ A2 (Aiding)	□ B (Knowledge)		(Title 75 Only) 575 A
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POLICE CRIMINAL COMPLAINT

Docket Nur	cket Number: Date Filed: OTN/LiveScan Number Complaint/Incident Number 36-553						mber		
Defendant		First:			Middle:	Last: Zimmerman			
The acts committed by the accused are described below with each Act of Assembly or statute violated, if appropriate: (Set forth a <i>brief</i> summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.)									
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POLICE CRIMINAL COMPLAINT ATTACHMENT

JOHN R. ZIMMERMAN

COUNT 1: HINDERING APPREHENSION OR PROSECUTION

(18 Pa.C.S. § 5105 – (Felony of the third degree))

MAXIMUM SENTENCE: 7 YEARS INCARCERATION, \$15,000 FINE.

A person commits an offense if, with intent to hinder the apprehension, prosecution, conviction or punishment of another for crime he provides or aids in other means of avoiding apprehension or conceals or destroys evidence of the crime, or tampers with a witness, informant, document or other source of information, regardless of its admissibility in evidence or warns the other of impending discovery or provides false information to a law enforcement officer.

TO WIT:

On or about diverse dates between February 25-29, 2008, in Dauphin County, Pennsylvania, the above named defendant, while employed by the Commonwealth of Pennsylvania, intentionally hindered prosecution by concealing or destroying evidence of a crime by having boxes which were the subject of at least one statewide investigating grand jury subpoena moved from their original location to the Speaker Emeritus office area in the State Capitol, then having those boxes moved to the House Republican Campaign Committee offices or otherwise hidden from discovery by the grand jury, thereby committing the offense of Hindering apprehension or prosecution.

COUNT 2: OBSTRUCTING ADMINISTRATION OF LAW OR OTHER GOVERNMENTAL FUNCTION

(18 Pa.C.S. § 5101 – (Misdemeanor of the second degree))

MAXIMUM SENTENCE: 2 YEARS INCARCERATION, \$5,000 FINE.

A person commits a misdemeanor of the second degree if he intentionally obstructs, impairs or perverts the administration of law or other governmental function by force, violence, physical interference or obstacle, breach of official duty, or any other unlawful act, except that this section does not apply to flight by a person charged with crime, refusal to submit to arrest, failure to perform a legal duty other than an official duty, or any other means of avoiding compliance with law without affirmative interference with governmental functions.

TO WIT:

On or about diverse dates between February 25-29, 2008, in Dauphin County, Pennsylvania, the above named defendant, while employed by the Commonwealth of Pennsylvania, intentionally obstructed, impaired or perverted the administration of law by having boxes which were the subject of at least one statewide investigating grand jury subpoena moved from their original location to the Speaker Emeritus office area in the State Capitol, then having those boxes moved to the House Republican Campaign Committee offices or otherwise hidden from discovery by the grand jury, thereby committing the offense of Obstructing administration of law or other governmental function.

POLICE CRIMINAL COMPLAINT ATTACHMENT

JOHN R. ZIMMERMAN

COUNT 3: CRIMINAL CONSPIRACY (HINDERING APPREHENSION OR PROSECUTION)

(18 Pa.C.S. § 903 – (Felony of the third degree))

MAXIMUM SENTENCE: 7 YEARS INCARCERATION, \$15,000 FINE.

A person is guilty of conspiracy with another person or persons to commit a crime if with the intent of promoting or facilitating its commission he agrees with such other person or persons that they or one or more of them will engage in conduct which constitutes such crime or an attempt or solicitation to commit such crime or agrees to aid such other person or persons in the planning or commission of such crime or of an attempt or solicitation to commit such crime, and at least one person commits an overt act in furtherance of the conspiracy.

TO WIT: On or about diverse dates between February 25-29, 2008, in Dauphin County, Pennsylvania, the above named defendant agreed with Brett O. Feese and/or John M. Perzel and/or Paul E. Towhey and/or other individuals to intentionally hinder prosecution by concealing or destroying evidence of a crime by having boxes which were the subject of at least one statewide investigating grand jury subpoena moved from their original location to his Speaker Emeritus office area in the State Capitol, then having those boxes moved to the House Republican Campaign Committee offices or otherwise hidden from discovery by the grand jury, thereby committing the offense of Criminal conspiracy.

COUNT 4: CRIMINAL CONSPIRACY (OBSTRUCING ADMINISTRATION OF LAW OR OTHER GOVERNMENTAL FUNCTION)

(18 Pa.C.S. § 903 – (Misdemeanor of the second degree))

MAXIMUM SENTENCE: 2 YEARS INCARCERATION, \$5,000 FINE.

A person is guilty of conspiracy with another person or persons to commit a crime if with the intent of promoting or facilitating its commission he agrees with such other person or persons that they or one or more of them will engage in conduct which constitutes such crime or an attempt or solicitation to commit such crime or agrees to aid such other person or persons in the planning or commission of such crime or of an attempt or solicitation to commit such crime, and at least one person commits an overt act in furtherance of the conspiracy.

TO WIT: On or about diverse dates between February 25-29, 2008, in Dauphin County, Pennsylvania, the above named defendant agreed with Brett O. Feese and/or John M. Perzel and/or Paul E. Towhey and/or other individuals to intentionally obstruct the administration of law by concealing or destroying evidence of a crime by having boxes which were the subject of at least one statewide investigating grand jury subpoena moved from their original location to his Speaker Emeritus office area in the State Capitol, then having those boxes moved to the House Republican Campaign Committee offices or otherwise hidden from discovery by the grand jury, thereby committing the offense of Criminal conspiracy.